

NOV. 26. 2003 2:50



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Paper No: 21

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Foley & Lardner  
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San Diego, CA 92138-0278

Appeal No:  
Appellant:  
Application No:  
Hearing Room:  
Hearing Docket:  
Hearing Date:  
Hearing Time:  
Location:

2003-1139  
Ronald M. Evans et al.  
09/526,298  
D  
A  
Thursday, January 22, 2004  
1:00 PM  
Room 12C07  
CRYSTAL GATEWAY 2  
1225 Jefferson Davis Highway  
Arlington, VA 22202

### NOTICE OF HEARING

### CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

### CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and filed with the Board of Patent Appeals and Interferences preferably by facsimile within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this form may alternatively be filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI HEARINGS FAX No:

(703) 308-6199 See  
1108 Off. Gaz. Pat. Trademark Office  
15 (Nov. 14, 1989)

BPAI Mailing Address:

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Clerk of the Board (703)-308-9797

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

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☒ HEARING ATTENDANCE WAIVED

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U.S. PATENT AND TRADEMARK OFFICE  
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AND INTERFERENCES

Signature of Attorney/Agent/Appellant  
Barry S. Wilson  
for Stephen E. Reiter  
Registration No. 31,192

Date

11/26/03

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39,430,888,02-1103

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**From :** Barry S. Wilson**Email Address :** bwilson@foley.com**Sender's Direct Dial :** 858.847.6711**Date :** November 26, 2003**Client/Matter No :** 088802-1103**User ID No :** 3067**MESSAGE:**

**Re:** U.S. Application No. 09/526,298  
Appeal No. 2003-1139  
Appellant: Ronald E. Evans et al.  
Attorney Docket No. SALK1320-3

**Attachment :** Notice of Hearing

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